

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2010-351-C - ORDER NO. 2010-773

NOVEMBER 17, 2010

IN RE: Petition of the Office of Regulatory Staff for)	ORDER APPOINTING
a Declaratory Order Against Jacobs-Rabons)	HEARING OFFICER
Communications, LLC and Fiber One)	
Consulting, LLC Requiring Certification as a)	
Telephone Utility)	

This matter comes before the Public Service Commission of South Carolina ("Commission") on the Commission's Motion to appoint F. David Butler, Esquire, to serve as a hearing officer in Docket No. 2010-351-C regarding the Office of Regulatory Staff's Petition for a Declaratory Order against Jacobs-Rabons Communications, LLC and Fiber One Consulting, LLC. This appointment is in order that the hearing officer may dispose of procedural and evidentiary matters pursuant to S.C. Code Ann. Section 58-3-40 (Supp. 2009).

Section 58-3-40(C)(1) states that upon the request of any party or any commissioner, the commission may employ a hearing officer who may hear and determine procedural motions or other matters not determinative of the merits of the proceedings. Under (C)(2), the hearing officer has full authority, subject to being overruled by the Commission, to rule on questions concerning the conduct of the case and other matters. Under (C)(3), the officer must be an attorney qualified to practice in all courts of this State with a minimum of eight years' practice experience.

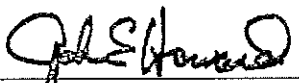
We find that F. David Butler meets these qualifications, and we therefore grant the Motion appointing him as hearing officer in this case. As hearing officer in this proceeding, we direct Mr. Butler to rule on appropriate matters in the case and dispose of procedural and evidentiary matters for this proceeding.

IT IS THEREFORE ORDERED THAT:

1. F. David Butler, Esquire, is hereby appointed as hearing officer in Docket No. 2010-351-C, regarding the petition of the Office of Regulatory Staff for a Declaratory Order against Jacobs-Rabons Communications, LLC and Fiber One Consulting, LLC, for disposition of procedural and evidentiary matters for this proceeding.

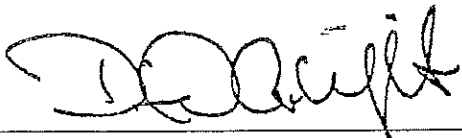
2. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



John E. Howard, Chairman

ATTEST:



David A. Wright, Vice Chairman
(SEAL)